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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MAY 1, 2002

APPLICATION OF
KENTUCKY UTILITIES COMPANY

CASE NO. PUE-2002-00179

Annual Informational Filing
for Calendar Year 2001

ORDER

On March 25, 2001, Kentucky Utilities Company ("KU/ODP" or the "Company") filed with the State Corporation Commission (the "Commission") a motion to waive the filing of Schedules 15, 16, 17, 19, and 20 as a part of its Annual Informational Filing ("AIF") for calendar year 2001. On April 23, 2002, the Company filed a second motion requesting additional time to file its 2001 AIF.

In support of its March 25, 2002, motion, KU/ODP states that the Company is precluded from seeking rate relief until July 1, 2007, pursuant to the Virginia Electric Utility Restructuring Act, Chapter 23 (§ 56-576 et seq.) of Title 56 of the Code of Virginia ("Code"), because its rates are capped until such time. KU/ODP argues that rate adjustments supported by information contained in Schedules 15, 16, 17, 19, and 20 are not possible until the rate caps expire and that waiving the filing of these schedules will save time and resources.

In support of its April 23, 2002, motion, KU/ODP states that the Company is behind schedule in creating the fiscal year-end 2001 documents and the documents associated with the proposed transfer of Powergen plc, KU/ODP's parent company, to E. ON AG. The Company requests a delay of 60 days, or until June 28, 2002, to file its 2001 AIF.

NOW THE COMMISSION, upon consideration of these motions, is of the opinion and finds that the Company's motions should be granted. KU/ODP seeks to exclude Schedules 15, 16, 17, 19, and 20 on the basis that the Company may not seek rate relief prior to July 1, 2007. The Commission notes that, pursuant to § 56-582 C of the Code, the Company may petition the Commission for a change in the nongeneration components of rates or for the termination of capped rates for service after January 1, 2004. We find that a waiver of the schedules is appropriate for the calendar year 2001 AIF.

Accordingly, IT IS ORDERED THAT:

(1) KU/ODP's motion for a waiver from filing Schedules 15, 16, 17, 19, and 20 as a part of AIF for calendar year 2001 is hereby granted.

(2) KU/ODP's motion to delay filing its AIF for calendar year 2001 is hereby granted. The Company shall file its 2001 AIF on or before June 28, 2002.

(3) This case is continued generally.